

The Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

STRIKE 3 HOLDINGS, LLC, a Delaware  
corporation,

Plaintiff,

v.

JOHN DOE, subscriber assigned IP address  
73.225.38.130,

Defendant.

Case No. 2:17-cv-01731-TSZ

**DECLARATION OF BRYAN J. CASE  
IN SUPPORT OF STRIKE 3  
HOLDINGS, LLC'S RESPONSE IN  
OPPOSITION TO NON-PARTY SON  
OF JOHN DOE'S MOTION TO QUASH  
AND FOR PROTECTIVE ORDER**

I, Bryan J. Case, declare as follows:

1. I am one of the attorneys representing Strike 3 Holdings LLC ("Strike 3") in the above-captioned matter. I am over the age of 18 and competent to testify about the matters set forth herein. I make this declaration based on personal knowledge.

2. Attached as **Exhibit A** is a true and correct copy of Defendant's Bates Index, dated March 18, 2019, which discloses nearly 100 electronic/computer devices at Defendant's house (Bates Nos. 10001-98).

3. Strike 3 retained a process server to attempt to serve another deposition subpoena on Defendant's son with a different deposition date. Since March 23, the process server has tried

1 to personally serve that subpoena and tender witness fees on Defendant's son, but has been  
2 unsuccessful.

3 I declare under penalty of perjury under the laws of the State of Washington and the laws  
4 of the United States of America that the foregoing is true and correct.

5 DATED this 1<sup>st</sup> day of April, 2019 at Seattle, Washington.

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8 s/ Bryan J. Case  
Bryan J. Case, WSBA # 41781  
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**CERTIFICATE OF SERVICE**

I hereby certify that I am a secretary at the law firm of Fox Rothschild, LLP in Seattle, WA. I am a U.S. citizen over the age of eighteen years and not a party to the within cause. On the date shown below, I caused to be served a true and correct copy of the foregoing on counsel of records as follows:

J. Curtis Edmondson, WSBA #43795  
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 Email: [jcedmondson@edmolaw.com](mailto:jcedmondson@edmolaw.com)

- ☒ Via CM/ECF  
☐ Via U.S. Mail  
☐ Via Messenger Delivery  
☐ Via Overnight Courier  
☐ Via Facsimile

Adrienne McEntee, WSBA #34061  
 Beth E. Terrell, WSBA #26759  
 TERRELL MARSHALL LAW GROUP PLLC  
 936 N 34<sup>th</sup> Street, Ste. 300  
 Seattle, WA 98103-8869  
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 Email: [amcentee@terrellmarshall.com](mailto:amcentee@terrellmarshall.com);  
[bterrell@terrellmarshall.com](mailto:bterrell@terrellmarshall.com)

- ☒ Via CM/ECF  
☐ Via U.S. Mail  
☐ Via Messenger Delivery  
☐ Via Overnight Courier  
☐ Via Facsimile

DATED this 1<sup>st</sup> day of April, 2019.

  
 Courtney R. Tracy

# EXHIBIT A

THE HONORABLE THOMAS S. ZILLY

U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

STRIKE 3 HOLDINGS, LLC, a Delaware  
corporation,

Plaintiff,

vs.

JOHN DOE, subscriber assigned IP address  
73.225.38.130,

Defendant.

NO. 2:17-cv-01731-TSZ

**DEFENDANT'S BATES INDEX  
AND SERVICE OF DOCUMENTS**

JOHN DOE subscriber assigned IP  
address 73.225.38.130,

Counterclaimant,

vs.

STRIKE 3 HOLDINGS, LLC,

Counterdefendant.

Defendant hereby serves the following BATES index in response to Plaintiff's request for production of documents. This index is provided as a reference and is not substantive part of the production response. Bates 10001-10199 are computer equipment, devices, etc. that may be inspected and copied at counsel's office subject to the objections and protective order.

Originals documents served on a USB (Bates 10200-10301) drive via mail. PDF  
Document Bates 10270-10282, 10301 is designated Attorney Eyes Only.

Several documents are graphic in nature.

BATES	Description	Brand/Model	Model	S/N
10001	Computer	Optiplex	GX270	HZHKF1
10002	Computer	Optiplex	GX270	BFJ5441
10003	Computer	Dell	DCNE	D1L0PD1
10004	Computer	Studio	XPS 8000	3MJN HK1
10005	Computer	HP Envy	810 PC series	MXX4320SDM
10006	Computer	HP Pavilion Elite	(HPE-240f)	4CE0221KSF
10007	Computer	OPTIPLEX 790		790 4TZWXV1
10008	Computer	OPTIPLEX 745		745 HZRQPC1
10009	Computer	OPTIPLEX		745 4F1YZC1
10010	Computer	OPTIPLEX 9020		9020 GMWFX12
10011	Computer	OPTIPLEX 9010		9010 20N39W1
10012	Computer	GATEWAY	831-GM	GA5561007728
10013	Computer	OPTIPLEX		960 JNLXTL1
10014	Computer	HP P6000	P6000	CNX92402sc
10015	Computer	Custom Built PC		none
10016	Computer	Gateway	DX4850-27E	PTGBL020010480!0286300
10017	Computer	Aspire	M5630	PSSA50X045744008Cf2
10018	Computer	HP	ELITE 8300	MXL2470D56
10019	Computer	HP	DX 2250	MXL73608d1
10020	Computer	Custom Built PC		none
10021	Computer	Dell	Dimension E31	CKHBW91
10022	Computer	Hard Drives NW		122545
10023	Computer	Shuttle	S113G	SG31G2SO-S00-13
10024	Computer	Dell	Inspiron 570	90G2SL1
10025	Computer	Lenovo	A1U	M5RGK73
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	10047	Laptop	Fujitsu Lifebook	N6410	R6204104
6	10048	Laptop	Gateway	MS2370	NXY2ZAA019412080096600
7	10049	Laptop	Satelite	C655-S5212	5B426377Q
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8	10051	Laptop	Gateway	NAV50	LUWH20D0060035342C1601
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	10053	Router	Linksys	RT31P2-VD	CH500E3H9553
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	10055	Hard Drive	Seagate	ST315005N1A1AS-RK	9VS1M9Z3
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10302	Document	PDF

Respectfully submitted on March 18, 2019

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CERTIFICATE OF SERVICE

I, J. Curtis Edmondson, hereby certify that on March 18, 2019, I mailed this document and the referenced documents on USB (bates 10200-10302) the foregoing to the following:

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